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VIDEO SOFTWARE DEALERS ASSOCIATION  
11 and ENTERTAINMENT SOFTWARE ASSOCIATION

12  
13 UNITED STATES DISTRICT COURT

14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15  
16 VIDEO SOFTWARE DEALERS  
ASSOCIATION and ENTERTAINMENT  
17 SOFTWARE ASSOCIATION,

18 Plaintiffs,

19 v.

20 ARNOLD SCHWARZENEGGER, in his official  
capacity as Governor of the State of California;  
21 BILL LOCKYER, in his official capacity as  
Attorney General of the State of California;  
22 GEORGE KENNEDY, in his official capacity as  
Santa Clara County District Attorney, RICHARD  
23 DOYLE, in his official capacity as City Attorney  
for the City of San Jose, and ANN MILLER  
24 RAVEL, in her official capacity as County  
Counsel for the County of Santa Clara,

25 Defendants.  
26

CASE NO. C 05 4188

DECLARATION OF BRAD CARRAWAY  
IN SUPPORT OF PLAINTIFFS' MOTION  
FOR PRELIMINARY INJUNCTION

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

VIDEO SOFTWARE )  
DEALERS ASSOCIATION and )  
ENTERTAINMENT SOFTWARE )  
ASSOCIATION, )  
                       )  
Plaintiffs, )  
                       )  
vs. )  
                       )  
ARNOLD SCHWARZENEGGER, in his )  
official capacity as Governor of the State of ) C.A. 05-4188  
California; BILL LOCKYER, in his )  
official capacity as Attorney General of the )  
State of California; GEORGE KENNEDY, )  
in his official capacity as Santa Clara )  
County District Attorney, RICHARD )  
DOYLE, in his official capacity as City )  
Attorney for the City of San Jose, and )  
ANN MILLER RAVEL, in her official )  
capacity as County Counsel for the County )  
of Santa Clara, )  
                       )  
Defendants. )  
                       )

**DECLARATION OF BRAD CARRAWAY**

Pursuant to 28 U.S.C. § 1746, I, Brad Carraway, under penalty of perjury state as follows:

1. I am currently employed as a senior global brand manager at THQ Inc. ("THQ").

I have held this position since July, 2004. As a result of my duties as a senior global brand manager, I have personal knowledge of the facts stated in this declaration.

2. THQ is a developer and publisher of interactive entertainment software both for personal computers and advanced entertainment systems, such as Microsoft Xbox, Sony

PlayStation 2 and PlayStation Portable, and Nintendo GameCube, Game Boy Advance and DS.

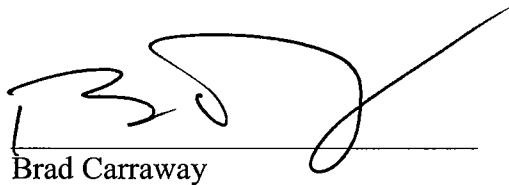
THQ is headquartered in Los Angeles County, California.

3. One of the video games that THQ publishes is entitled "*Full Spectrum Warrior*."

A true and accurate copy of the Xbox version of *Full Spectrum Warrior*, in its entirety and final form, is attached as Exhibit A to this Declaration. A videotape of *Full Spectrum Warrior* being played is attached as Exhibit B to this Declaration. I certify that Exhibit B is a true, accurate, and representative sample of *Full Spectrum Warrior*.

**I declare under penalty of perjury that the foregoing is true and correct.**

EXECUTED on October 10, 2005.



The image shows a handwritten signature in black ink. The signature consists of stylized letters that appear to be "B" and "C" followed by a long, sweeping flourish. Below the signature, the name "Brad Carraway" is printed in a standard font.

Brad Carraway

**Exhibits A (video game “Full Spectrum Warrior”) & B (videotape of “Full Spectrum Warrior”) to the Declaration of Brad Carraway are enclosed in a separately filed envelope.**